IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

THURSDAY, THE 15TH FEBRUARY 2007 / 26TH MAGHA 1928

WP(C).No. 5181 of 2007(P)

PETITIONER:

THE PLANTATION CORPORATION OF KERALA LTD., REGD. OFFICE AT PLANTATION CORPORATION BUILDING, KOTTAYAM-686 004, REPRESENTED BY ITS MANAGING DIRECTOR, MR.BABU THOMAS.

BY ADV. SRI.JOSEPH KODIANTHARA
SRI.MATHEWS K.UTHUPPACHAN

RESPONDENTS:

1. **THE ASSISTANT PROVIDENT FUND COMMISSIONER, EMPLOYEES PROVIDENT FUND ORGANISATION, SUB-REGIONAL OFFICE, P.B.NO.1806, ERANHIPALAM, KOZHIKODE-673 006.**

2. **EMPLOYEES PROVIDENT FUND APPELLATE TRIBUNAL, 7TH FLOOR, 60, SKYLARK BUILDING, NEHRU PLACE, NEW DELHI-110 019.**

3. **MINISTRY OF LABOUR, GOVERNMENT OF INDIA, SRAM SHAKTI BHAVAN, NEW DELHI-110 001.**

BY ADV.SRI.THOMAS MATHEW NELLIMOOTTIL, SC, PF

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/02/2007 ALONG WITH WPC.NO.5197 OF 2007 AND WPC.NO.5243 OF 2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Thottathil B. Radhakrishnan, J.

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W.P.(C)Nos.5181, 5197 & 5243 of 2007

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Dated this the 15th day of February, 2007.

JUDGMENT

The petitioner, in all these cases, is the same. It is a Government company.

2. Having heard the learned counsel for the parties, these writ petitions are disposed of directing that if the petitioner deposits the entire amounts under demand towards interest within a period of two weeks under protest, the impugned recovery proceedings will stand stayed for a period of four months within which the petitioner will be at liberty to move the appropriate authority for appropriate interlocutory orders or for disposal of the appeals. It is clarified that this judgment does not, in any manner, affect the powers of the appropriate authority to pass such orders as would regulate the parties regarding deposits by way of pre-condition for sustaining the appeals.

Thottathil B.Radhakrishnan,

sl. Judge.